

REFERENCE TITLE: victims' rights; public records; redactions

State of Arizona
Senate
Forty-eighth Legislature
Second Regular Session
2008

SB 1207

Introduced by
Senator Gray C

AN ACT

AMENDING SECTION 13-4434, ARIZONA REVISED STATUTES; RELATING TO VICTIMS' RIGHTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 13-4434, Arizona Revised Statutes, is amended to
3 read:

4 13-4434. Victim's right to privacy; exception

5 A. The victim has the right at any court proceeding not to testify
6 regarding the victim's addresses, telephone numbers, places of employment or
7 other locating information unless the victim consents or the court orders
8 disclosure on finding that a compelling need for the information exists. A
9 court proceeding on the motion shall be in camera.

10 B. A victim's contact and identifying information that is obtained,
11 compiled or reported by a law enforcement agency shall be redacted by the
12 originating agency in publicly accessible records pertaining to the criminal
13 case involving the victim.

14 C. Subsection B does not apply to:

15 1. The victim's name.

16 2. Any records that are transmitted between law enforcement and
17 prosecution agencies or a court.

18 3. Any records if the victim has consented to the release of the
19 information.

20 4. The address or location at which the reported crime occurred.

21 5. ANY RECORDS THAT CONTAIN MORE THAN ONE PERSON'S INFORMATION AND LAW
22 ENFORCEMENT IS UNABLE TO DETERMINE WHICH PERSON IS THE VICTIM.